THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION NO.8435 of 2004

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03.8.2005

Between:

The Prudential Co-op Urban Bank Ltd., Secunderabad

Rep. By its Chief Executive Officer, S.Rama Murthy.

… Petitioner

AND

1. M/s.Saptagiri Mines & Minerals, Punjagutta, Hyderabad

and five others.

… Respondents

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ORDER:

The Prudential Cooperative Urban Bank Limited filed the writ petition assailing the judgment dated 5.7.2002 in O.P.No.900 of 2000 insofar as the same directs the respondents 1 to 5 herein to pay interest on the decretal amount at 12% per annum instead of 22% per annum. It is brought to the notice of this Court that on 23.10.2002, the petitioner already filed W.P.No.21323 of 2002 praying for writ of certiorari to quash the judgment of the A.P.Cooperative Tribunal dated 5.7.2000 in O.P.No.900 of 2000 insofar as the same grants simple interest at 12% per annum from the date of the claim till realization. The prayer in this writ petition is also similar. In view of this, this writ petition is not maintainable. It is open to the petitioner to raise all the grounds in the earlier writ petition being W.P.No.21323 of 2002.

The writ petition, with the above observations, is dismissed.

Post W.P.No.21323 of 2002 on 08.8.2005.

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(V.V.S.RAO,J)

03.08.2005

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